



State of Utah

Department of
Natural Resources

Division of
Oil, Gas & Mining

ROBERT L. MORGAN
Executive Director

LOWELL P. BRAXTON
Division Director

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Governor

GAYLE F. McKEACHNIE
Lieutenant Governor

February 13, 2004

Mr. Tim Thomas
Thomas Excavating
2966 South Hudson Circle
Salt Lake City, Utah 84106

Subject: Reclamation Requirements, Thomas Excavating, Peacock Quarry,
S/055/008, Wayne County, Utah

Dear Mr. Thomas:

On October 8, 2003, the Division of Oil, Gas and Mining received your request to inspect the referenced mine site and to close the file for this site. As discussed in the enclosed inspection report, I visited the site on January 30, 2004, with Buzz Rakow of the Bureau of Land Management and Will Stokes of the Utah School and Institutional Trust Lands Administration.

This disturbance has apparently existed for many years, and Mr. Rakow said he could see no recent changes in the quarry. You indicated you took a few tons of material, but it appears this caused little change to the pre-existing conditions.

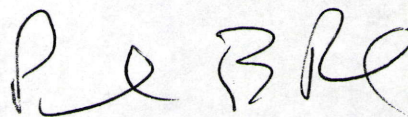
Mr. Rakow and I did not feel it was appropriate to hold you liable for all prior disturbance, but we do think there should be some reclamation responsibility. Therefore, we decided to ask that you place some large rocks at the entrance to the quarry in an attempt to keep out the public. It should be possible to get equipment to the site without disturbing any additional areas.

If you are able to complete this work by June 30, 2004, the Division will not require you to pay the permit fees for 2003-2004, and we would then be able to close the file. Please let me know as soon as you have been able to place these rocks.

Tim Thomas
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If you have any questions about this letter or the enclosed inspection report, please call me at 801-538-5261. Thank you for your cooperation.

Sincerely,

A handwritten signature in black ink, appearing to read "P B Baker", written in a cursive style.

Paul B. Baker
Senior Reclamation Biologist

PBB:jb
Enclosure: 1/30/04 Inspection Report
cc: Buzz Rakow, Hanksville BLM
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